



December 10, 2020

WHITEHOUSE COUNCIL AGENDA
December 15, 2020
6:30 P.M.

Due to the coronavirus (COVID-19) pandemic, Whitehouse Village Council is urging citizens to access public meetings remotely. You may do so by phone by dialing **1-312-626-6799**. You will then be prompted to press the following Meeting ID **879 9791 2248**. The Passcode is **2223**. You may also access the meeting online at **zoom.us** and click on "Join a Meeting". Use the same Meeting ID and Passcode. To help minimize background noise, **please make sure that you mute your microphone.**

Notice is hereby given that the Whitehouse Village Council will meet on Tuesday, December 15, 2020, at 6:30 PM.

Welcome and thank you for attending the Whitehouse Village Council meeting. The purpose of the Village Council meeting is to conduct the official business of the Village of Whitehouse and to hear citizen's comments pertaining to items that appear on the agenda and comments for future consideration. We welcome and encourage your participation. If you wish to make a comment, please wait to be recognized then state your name and address for the record. Please make your comments as concise as possible to allow time for others who wish to make comments. The Mayor presides over the Council meeting and has the authority to take the actions necessary to maintain order and proper decorum among those present. Thank you for your cooperation.

- I. Call to Order
- II. Roll Call
- III. Prayer: Pastor Carol Williams-Young, Zion United Methodist Church
- IV. Pledge of Allegiance
- V. Adoption of Minutes of the December 1, 2020 Council Meeting
- VI. Adoption of Bills dated December 10, 2020 and the Addendum bills dated December 15, 2020
- VII. Introduction of Persons to Appear Before Council
- VIII. Committee Reports
 - A. Report on the December 1, 2020 Committee of the Whole Meeting.
 - 1. Take Action on Authorizing 2021 Appropriations
- IX. Report of the Mayor
- X. Report of the Clerk of Council

6925 Providence Street . PO Box 2476 . Whitehouse, Ohio 43571
Phone 419-877-5383 . Fax 419-877-5635
whitehouseoh.gov

- XI. Report of the Village Administrator
 - A. Request Authorization of legislation relating to PACE application (Energy Efficient Program) for Princess Estates (as an emergency)
- XII. Report of the Village Solicitor
- XIII. Report from Department Heads
- XIV. Citizen Comments on Agenda Items
- XV. Ordinances
 - A. **Ordinance 23-2020:** Authorizing the Repeal of Chapter 1252, in Total, of the Whitehouse Municipal Code and Enacting a New Chapter 1252 of the Whitehouse Municipal Code (previously authorized, 3rd Reading)
 - B. **Ordinance 25-2020:** Determining to Proceed with the Acquisition, Installation, Equipment, and Improvement of Certain Public Improvements in the Village of Whitehouse, Ohio in Cooperation with the Northwest Ohio Advanced Energy Improvement District (as an emergency)
 - C. **Ordinance 26-2020:** Levying Special Assessments for the Purpose of Acquiring, Installing, Equipping, and Improving Certain Public Improvements in the Village of Whitehouse, Ohio in Cooperation with the Northwest Ohio Advanced Energy Improvement District; Authorizing the Mayor to Enter into Energy Project Cooperative Agreements and Special Assessment Agreements (as an emergency)
 - D. **Ordinance 27-2020:** Annual 2021 Appropriations Ordinance (as an emergency)
 - E. **Ordinance 28-2020:** Annual 2020 Amended Appropriations Ordinance (as an emergency)
- XVI. Resolutions
 - A. **Resolution 27-2020:** Approving the Petition for Special Assessments for Special Energy Improvement Projects and Affidavit Under Ohio Revised Code Chapter 1710 and Approving the Necessity of Acquiring, Installing, Equipping, and Improving Certain Public Improvements in the Village of Whitehouse in Cooperation with the Northwest Ohio Advanced Energy Improvement District
 - B. **Resolution 28-2020:** Authorizing the Finance Director of the Village of Whitehouse, Lucas County, Ohio, To Transfer Certain Funds for Village Accounting Purposes
- XVII. Council Comments
- XVIII. Citizen Comments
- XIX. Adjournment

At 6:32 PM Mayor Dona Atkinson called the meeting to order.

ROLL CALL: Louann Artiaga, Richard Bingham, Rebecca Conklin Kleiboemer, Bob Keogh and Bill May,. Also present were the following: Administrator Jordan Daugherty, Solicitor Kevin Heban, Director of Public Services Steve Pilcher, Police Chief Mark McDonough, Fire Chief Joshua Hartbarger, Planning Administrator Tiffany Bachman, Deputy Fire Chief Jason Francis, Deputy Fire Chief Jason Francis, Clerk Susan Miller, Ted Bennett, Karen Gerhardinger, and Carol Lynch.

Council prayer was given by Pastor Shawn Bellner of CedarCreek Church.

Motion by Richard Bingham, seconded by Bill May to approve the minutes of the November 17, 2020 meeting. 5 ayes

Motion by Louann Artiaga, seconded by Richard Bingham to approve the bills totaling \$28,384.19 dated November 25, 2020, the Addendum bills totaling \$109,364.79 dated December 1, 2020 and the October 2020 Financial Statement. 5 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Richard Bingham to authorize the Solicitor to prepare legislation Authorizing the Award of a Contract for the Wabash Cannonball Trail Interceptor Sewer and Finzel Road Pump Station Rehabilitation and declaring an emergency. 5 ayes

Mayor Don Atkinson asked for Citizen Comments pertaining to Agenda items. There were none.

Motion by Rebecca Conklin Kleiboemer, seconded by Louann Artiaga to have the second reading of Ordinance 23-2020 Authorizing the Repeal of Chapter 1252, in Total, of the Whitehouse Municipal Code and Enacting a New Chapter 1252 of the Whitehouse Municipal Code. 5 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Richard Bingham to accept, as previously authorized, Ordinance 24-2020 Authorizing the Award of a Contract for the Wabash Cannonball Trail Interceptor Sewer and Finzel Road Pump Station Rehabilitation at its first reading and declaring an emergency. 5 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Louann Artiaga to suspend the rules and to have the second and third reading of Ordinance 24-2020 by title only and declaring an emgency. 5 ayes

Regular

December 1,

20

Motion by Rebecca Conklin Kleiboemer, seconded by Louann Artiaga to accept Ordinance 24-2020 and to pass said Ordinance and declaring an emergency. 5 ayes

Motion by Bill May, seconded by Richard Bingham to accept the Pythian Sister's donation for the ADA compliant swing. 5 ayes

Other items discussed:

- Whitehouse Tree Commission report on cemetery trees, Revenue, reimbursement of the Sexton, poured foundations, outstanding invoices to be paid according to the 2019 contract - Seeking documentation, Brett Warner resigning, Councilwoman Rebecca Conklin Kleiboemer has done a stellar job, the families have been well served, Next UCD meeting to Be held December 21, 2020
- Councilwoman Louann Artiaga shared her story of dealing with COVID and urged residents to Wear their masks, wash their hands and social distance
- Finishing leaf collection, snow clearing, Christmas decorations are up, traffic signal to go up Soon
- Five part time police candidates passed their conditional period, 3 were sworn in, 2 will be Sworn in in January, Equipment grant for \$15,000+, SRO wages and training
- COVID numbers rising, November 23, 2020 243 cases in Whitehouse, November 30, 2020 287 cases, 734 incidents down 17% from last year, back up ambulance was sold
- Council wish list to be addressed earlier in the year, 2" snow reminders
- The Village looks good, what everyone is doing is appreciated
- Looking into information on a temporary water feature in the park, health department, Storage, gas, electric, cost
- Thank you Tiffany Bachmann for her hard work on the Christmas celebration.

Motion by Bob Keogh, seconded by Richard Bingham to adjourn at 7:14 PM. 5 ayes

Duly Appointed Clerk of Council

Mayor

COUNCIL BILLS

12/10/2020

VENDOR	DEPARTMENT	AMOUNT	TOTAL	DESCRIPTION
A. W. Board of Education	POLICE	\$388.77		Fuel
A. W. Board of Education	FIRE	\$214.64		Fuel
A. W. Board of Education	PARKS	\$26.50		Fuel
A. W. Board of Education	MAINTENANCE	\$170.68		Fuel
A. W. Board of Education	STREETS	\$58.73		Fuel
A. W. Board of Education	LIFE SQUAD	\$53.51		Fuel
A. W. Board of Education	WATER	\$146.13		Fuel
A. W. Board of Education	SEWER	\$43.75	\$1,102.71	Fuel
Anthony Wayne Floral	ADMINISTRATION	\$150.00	\$150.00	Bereavement Flowers
Barnes, Jacob	ZONING	\$1,350.00	\$1,350.00	Zoning Inspection
BBB	ADMINISTRATION	\$318.25	\$318.25	Annual Membership Renewal
CT Consultants	ADMINISTRATION	\$1,549.27	\$1,549.27	Form Based Code
Curtis Blue Line	POLICE	\$312.68	\$312.68	External Vest Carrier
Dell	MAINTENANCE	\$3,920.00	\$3,920.00	Rugged Laptops
Econ Develop - Beham, Wesley	ECON DEVELOP	\$833.26		Economic Development Committee
Econ Develop - Holland, Stephen	ECON DEVELOP	\$833.26		Economic Development Committee
Econ Develop - Mauk, Bradley James	ECON DEVELOP	\$833.26		Economic Development Committee
Econ Develop - Paul, Dallas	ECON DEVELOP	\$1,250.00		Economic Development Committee
Econ Develop - Scroggs, Jennifer	ECON DEVELOP	\$833.26	\$4,583.04	Economic Development Committee
Fisher Auto Parts	FIRE	\$280.78		Parts
Fisher Auto Parts	STREETS	\$37.62		Parts
Fisher Auto Parts	POLICE	\$2.17		Parts
Fisher Auto Parts	WATER	\$20.81	\$341.38	Parts
General Pro Hardware	WATER	\$22.65		Supplies
General Pro Hardware	STREETS	\$7.98		Supplies
General Pro Hardware	SEWER	\$15.51		Supplies
General Pro Hardware	PARKS	\$16.16		Supplies
General Pro Hardware	MAINTENANCE	\$38.54	\$100.84	Supplies
Look At Me Graphics	POLICE	\$42.00	\$42.00	Polo Shirt
MA SI	WATER	\$60.00	\$60.00	Water Sample Analysis
Office Depot	POLICE	\$34.83	\$34.83	Supplies
OpenOnline	POLICE	\$129.00	\$129.00	Background Checks

VENDOR	DEPARTMENT	AMOUNT	TOTAL	DESCRIPTION
P & R Communications	POLICE	\$64.40	\$64.40	Accessory Kit
St. Luke's Hospital	POLICE	\$803.00	\$803.00	Pre-Employment Drug Screening
Toledo Edison	STREETS	\$351.62	\$351.62	Street Lights
Toledo Spring	SEWER	\$1,504.06	\$1,504.06	Renew Rear Leaf Spring #202
Triotech	ADMINISTRATION	\$2,394.00		Repairs/Office 365/Antivirus
Triotech	POLICE	\$467.50	\$2,861.50	Repairs
US Bank	POLICE	\$141.08		Copier Charges
US Bank	FIRE	\$140.42		Copier Charges
US Bank	MAINTENANCE	\$224.06	\$505.56	Copier Charges
		\$20,084.14	\$20,084.14	

ORDINANCE NO. 23-2020

**AN ORDINANCE AUTHORIZING THE REPEAL OF
CHAPTER 1252, IN TOTAL, OF THE WHITEHOUSE
MUNICIPAL CODE AND ENACTING A NEW CHAPTER
1252 OF THE WHITEHOUSE MUNICIPAL CODE**

WHEREAS, this Ordinance is recommended by the Administration and the Whitehouse Planning Commission; and

WHEREAS, the Whitehouse Planning Commission has reviewed the present Zoning Code, Chapter 1252 of the Whitehouse Municipal Code and, with the help of PCT Consultants, has made certain amendments, additions, deletions and changes to the present Zoning Code; and

WHEREAS, the Planning Commission has held public hearings on the proposed changes and amendments and, in addition, the Village Council has also held a public hearing on the changes; and

WHEREAS, it is desirable to repeal the present Zoning Code, Chapter 1252, in total, and in its place, enact a new Zoning Code to be contained in Chapter 1252 of the Whitehouse Municipal Code; and

WHEREAS, the proposed new Zoning Code is on file with the Village Administrator;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, THREE-FOURTHS (3/4) OF ALL MEMBERS ELECTED THERETO CONCURRING, THAT:

Section 1. Whitehouse Municipal Code Chapter 1252, in total, is hereby repealed.

Section 2. New Whitehouse Municipal Code Chapter 1252, which is on file with the Village Administrator, is hereby adopted by the Council for the Village of Whitehouse as the new Chapter 1252 for the Village of Whitehouse.

Section 3. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Whitehouse and the State of Ohio.

WHEREFORE, this Ordinance shall take effect and be in full force immediately upon its passage and approval.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: November 17, 2020

Second Reading: December 1, 2020

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2020.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

ORDINANCE NO. 25-2020

DETERMINING TO PROCEED WITH THE ACQUISITION, INSTALLATION, EQUIPMENT, AND IMPROVEMENT OF CERTAIN PUBLIC IMPROVEMENTS IN THE VILLAGE OF WHITEHOUSE, OHIO IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AND DECLARING AN EMERGENCY

WHEREAS, the Council (the “Council”) of the Village of Whitehouse, Ohio (the “Village”) duly adopted Resolution 27-2020 on December 15, 2020 (the “Resolution of Necessity”), (i) declaring the necessity of acquiring, installing, equipping, and improving energy efficiency improvements, including, without limitation, an energy efficient building envelope and related improvements (the “Project,” as more fully described in the Petition referenced in this Resolution) located on real property owned by Princess Estates, LLC and Ovid Commercial Properties, LLC (collectively the “Owners” individually as “Owner”), located at the commonly used addresses of 6652 Providence St, Whitehouse, OH 43571, 6635 Providence St, Whitehouse, OH 43571 and 6629 Providence St, Whitehouse, OH 43571 (the “Property”, as more fully described in Exhibit A to the Petitions); (ii) providing for the acquisition, installation, equipment, and improvement of the Project by the Owners, as set forth in the *Petition For Special Assessments for Special Energy Improvement Project* for the Princess Project and the *Petition For Special Assessments for Special Energy Improvement Project* for the Ovid Project (collectively the “Petition” and individually as the “Princess Petition” and “Ovid Petition”), including by levying and collecting special assessments to be assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which is estimated to total \$242,250.48 for the Ovid Project and \$161,923.06 for the Princess Project in the Petitions, including other related costs of financing the Project, which may include, without limitation, the payment of principal of and interest on nonprofit corporate obligations issued to pay the costs of the Projects and other interest, financing, credit enhancement, and issuance expenses and ongoing trustee fees and Northwest Ohio Advanced Energy Improvement District (the “District”) administrative fees and expenses; and (iii) determining that the Projects will be treated as a special energy improvement project to be undertaken cooperatively by the Village and the District;

WHEREAS, the claims for damages alleged to result from, and objections to, the Projects have been waived by the Owners as the owner of one hundred percent (100%) of the Property, and no claims for damages alleged to result from, or objections to, the Project have been filed within the times prescribed by Ohio Revised Code Sections 727.15 and 727.18; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Whitehouse, Lucas County, Ohio, that:

Section 1. Definitions. Each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. Determination to Proceed. This Council declares that its intention is to proceed or to cooperate with the District to proceed with the acquisition, installation, equipment, and improvement of the Projects described in the Petitions and the Resolution of Necessity. The Projects shall be made in accordance with the provisions of the Resolution of Necessity and with the plans, specifications, profiles, and estimates of cost previously approved and now on file with the Director of Finance and Clerk of Council.

Section 3. Special Assessments. The Special Assessments to pay costs of the Project, which are estimated to total \$242,250.48 for the Ovid Project and \$161,923.06 for the Princess Project including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Project and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Owners or otherwise to pay costs of the Projects in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated as part of the cost of the Projects for which the Special Assessments are made at an interest rate which shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District or another issuer of notes or bonds to pay the costs of the Projects together with all other necessary expenditures, shall be assessed against the Property in the manner and in the number of semi-annual installments provided in the Petition and the Resolution of Necessity. Each semi-annual Special Assessment payment represents the payment of a portion of any principal repayment and interest and administrative fees payable with respect to the Projects. The Special Assessments shall be assessed against the Property commencing in tax year 2021 for collection in 2022 and shall continue through tax year 2040 for collection in 2041; provided, however, if the proceedings relating to the Special Assessments are completed at such time that the County Auditor of Lucas County, Ohio determines that collections shall not commence in 2022, then the collection schedule may be deferred by one year. In addition to the Special Assessments, the County Auditor of Lucas County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount, if imposed, will be added to the Special Assessments by the County Auditor of Lucas County, Ohio.

Section 4. Amount of Assessments. The estimated Special Assessments for costs of the Projects prepared and filed with the Director of Finance, in accordance with the Resolution of Necessity, are adopted.

Section 5. Certification to County Auditor. In compliance with Ohio Revised Code Section 319.61, the Clerk of Council is directed to deliver a certified copy of this Ordinance to the County Auditor of Lucas County, Ohio within 15 days after the date of its passage.

Section 6. Contracts. All contracts for the construction of the Projects will be let in accordance with the Petition and the Supplemental Plan, and the costs of the Projects shall be financed as provided in the Resolution of Necessity.

Section 7. Compliance with Open Meetings Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this legislative resolution were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 8. Effective Date. This Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this Ordinance is necessary for the immediate preservation of the public peace, health, and safety in that such energy special improvement project must access funding available to it for a limited time.

Vote on emergency clause: Yeas _____ Nays _____

PASSED: December 15, 2020

Mayor

ATTEST:

Village Clerk

Approved as to form by:

Law Director

RECEIPT OF COUNTY AUDITOR FOR
LEGISLATION DETERMINING TO
PROCEED WITH ACQUISITION, INSTALLATION,
EQUIPMENT, AND IMPROVEMENT OF CERTAIN PUBLIC
IMPROVEMENTS IN THE VILLAGE OF WHITEHOUSE, OHIO
IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY
IMPROVEMENT DISTRICT

I, Anita Lopez, the duly elected, qualified, and acting Auditor in and for Lucas County, Ohio hereby certify that a certified copy of Ordinance No. _____ duly passed by the Council of the Village of Whitehouse, Ohio on December 1, 2020, determining to proceed with the acquisition, installation, equipping, and improvement of certain public improvements in the Village of Whitehouse, Ohio in cooperation with the Northwest Ohio Advanced Energy Improvement, was filed in this office on _____, 2020.

WITNESS my hand and official seal at Toledo, Ohio on _____, 2020.

[SEAL]

County Auditor
Lucas County, Ohio

ORDINANCE NO. 26-2020

LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF ACQUIRING, INSTALLING, EQUIPPING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE VILLAGE OF WHITEHOUSE, OHIO IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AUTHORIZING THE MAYOR TO ENTER INTO ENERGY PROJECT COOPERATIVE AGREEMENTS AND SPECIAL ASSESSMENT AGREEMENTS; AND DECLARING AN EMERGENCY

WHEREAS, Princess Estates, LLC and Ovid Commercial Properties, LLC (collectively the “Owners” individually as “Owner”) have submitted the *Petition For Special Assessments for Special Energy Improvement Project* for the Princess Project and the *Petition For Special Assessments for Special Energy Improvement Project* for the Ovid Commercial Project (collectively the “Petition” and individually as the “Princess Petition” and “Ovid Petition”) in order to provide for the completion of special energy improvement projects on real property owned by the Owners in the Village of Whitehouse, Ohio (the “Village”); and

WHEREAS, this Council duly passed Resolution No. 27-2020 on December 15, 2020 (the “Resolution of Necessity”), which approved the Petitions and added the Owners’ property subject to the Petitions to the Northwest Ohio Advanced Energy Improvement District (the “District”) and declared the necessity of acquiring, installing, equipping, and improving energy efficiency improvements, including, without limitation, a roof-mounted solar PV improvements and related improvements (collectively the “Projects” and individually as the “Princess Project” and “Ovid Project”), as described in the Resolution of Necessity and as set forth in the Petitions requesting those improvements; and

WHEREAS, this Council duly adopted Ordinance No. 25-2020 on December 15, 2020 and determined to proceed with the Projects and adopted the estimated Special Assessments (as defined in the Resolution of Necessity) filed with the Clerk of Council and Director of Finance pursuant to the Resolution of Necessity; and

WHEREAS, the Village intends to enter into two Energy Project Cooperative Agreements (the “Energy Project Cooperative Agreements”) by and among the District, each of the Owners, and Inland Green Trust (the “Investor”) to provide for, among other things, (i) the making of the Project Advance (each as defined in each of the Energy Project Cooperative Agreements) to pay costs of each of the Projects, (ii) the disbursement of the Project Advances for the acquisition, installation, equipment, and improvement of the Projects and the transfer of the Special Assessments by the Village to the Investor to pay principal and interest and other costs relating to the Project Advances; and

WHEREAS, to provide for the security for the Project Advances and for the administration of payments on the Project Advance and related matters, the Village intends to enter into two Special Assessment Agreements with the County Treasurer of Lucas County, Ohio, the District, each of the the Owner, and the Investor; and

WHEREAS, the actual costs of the Projects have been ascertained and have been certified to the Village in the Petition and the Supplemental Plan for the Project; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Whitehouse, Lucas County, Ohio, that:

Section 1. Definitions. Each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. Special Assessments. The list of Special Assessments to be levied and assessed on the Property (as further described on Exhibit A) in an amount sufficient to pay the costs of the Projects, which totals (\$242,250.48 for the Ovid and \$161,923.06 for the Princess Project, including other related financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued to pay costs of the Projects in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued, including any credit enhancement fees, trustee fees, and District administrative fees and expenses, which costs were set forth in the Petition and previously reported to this Council and are now on file with the Clerk of Council and the Fiscal Officer, is adopted and confirmed, and that the Special Assessments are levied and assessed on the Property. The interest portion of the Special Assessments, which shall accrue at the annual rate of 7.14%, together with amounts used to pay administrative expenses, has been determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds been issued by the District.

The Special Assessments are assessed against the Property commencing in tax year 2021 for collection in 2022 and shall continue through tax year 2040 for collection in 2041; provided, however, if the proceedings relating to the Special Assessments are completed at such time that the County Auditor of Lucas County, Ohio determines that collections shall not commence in 2022, then the collection schedule may be deferred by one year. The semi-annual installment of the Special Assessments shall be collected in each calendar year equal to the semi-annual amount of Special Assessments as shown in Exhibit A, attached hereto and incorporated into this Ordinance.

All Special Assessments shall be certified by the Clerk of Council to the County Auditor pursuant to the Petition and Ohio Revised Code Chapter 727.33 to be placed on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

The Special Assessments shall be allocated among the parcels constituting the Property as set forth in the Petition and the List of Special Assessments attached hereto as Exhibit A and incorporated herein.

Section 3. Amount of Special Assessments. This Council finds and determines that the Special Assessments are in proportion to the special benefits received by the Property as set forth in the Petition and are not in excess of any applicable statutory limitation.

Section 4. Waiver of Cash Settlement. The Owners have waived its right to pay the Special Assessments in cash, and all Special Assessments and installments of the Special Assessments shall be certified by the Clerk of Council to the County Auditor of Lucas County, Ohio as provided by the Petition and Ohio Revised Code Section 727.33 to be placed by him or her on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

Section 5. Appropriation of Special Assessments. The Special Assessments will be used by the Village to pay the cost of the Projects in cooperation with the District in any manner, including assigning the Special Assessments actually received by the Village to the District or to another party the Village deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 6. Special Assessments File. The Director of Finance shall keep the Special Assessments on file in the Office of the Director of Finance.

Section 7. Energy Project Cooperative Agreements. This Council hereby approves the Energy Project Cooperative Agreements, copies of which is on file with the Clerk of Council. The Mayor is hereby authorized to sign and deliver, in the name and on behalf of the Village, the Energy Project Cooperative Agreements, in substantially the form as is now on file with the Clerk of Council. The Energy Project Cooperative Agreements are approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the Village and that are approved the Mayor on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Energy Project Cooperative Agreements or amendments to the Energy Project Cooperative Agreements.

Section 8. Special Assessment Agreements. This Council hereby approves the Special Assessment Agreements copies of which is on file with the Clerk of Council. The Mayor is hereby authorized to sign and deliver, in the name and on behalf of the Village, the Special Assessment Agreements, in substantially the form as is now on file with the Clerk of Council. The Special Assessment Agreements is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the Village and that are approved by the Mayor on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Special Assessment Agreement or amendments to the Special Assessment Agreements.

Section 9. Other Agreements. The Village is hereby authorized to enter into such agreements that are not inconsistent with the Resolution of Necessity and this Ordinance and that are approved by the Mayor on behalf of the Village, all of which shall be conclusively evidenced by the signing of such agreements or any amendments to such agreements.

Section 10. Certification to County Auditor. That in compliance with Ohio Revised Code Section 319.61, the Clerk of Council is directed to deliver a certified copy of this Ordinance to the County Auditor of Lucas County, Ohio within 20 days after its passage.

Section 11. Compliance with Open Meetings Requirements. this Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this legislative resolution were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 12. Effective Date. This Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that this Resolution is necessary for the immediate preservation of the public peace, health, and safety in that such energy special improvement project must access funding available to it for a limited time.

Vote on emergency clause: Yeas _____ Nays _____

PASSED: December 15, 2020

Mayor

ATTEST:

Village Clerk

Approved as to form by:

Law Director

EXHIBIT A

**LIST OF SPECIAL ASSESSMENTS AND
SCHEDULE OF SPECIAL ASSESSMENTS**

LIST OF SPECIAL ASSESSMENTS

<u>Name</u>	<u>Assessed Properties Description</u>	<u>Portion of Benefit and Special Assessment</u>	<u>Amount of Special Assessments</u>
Princess Estates, LLC	Lucas County Auditor Parcel ID No. 98-11677	20.03%	\$80,961.54
Princess Estates, LLC	Lucas County Auditor Parcel ID No. 98-11664	20.03%	\$80,961.54
Ovid Commercial, LLC	Lucas County Auditor Parcel ID No. 98-11207	29.97%	\$121,125.24
Ovid Commercial, LLC	Lucas County Auditor Parcel ID No. 98-11221	29.97%	\$121,125.24

**SCHEDULE OF SPECIAL ASSESSMENTS
FOR LUCAS COUNTY PARCEL NOS.:**

98-11207
98-11221
98-11677
98-11664

The following schedule of Special Assessment charges shall be certified for collection in 40 semi-annual installments to be collected with first-half and second-half real property taxes in calendar years 2022 through 2041:

Special Assessment Payment Date ^{1 2}	Special Assessment Installment Amount for Parcel ID No. 98-11207	Special Assessment Installment Amount for Parcel ID No. 98-11221	Special Assessment Installment Amount for Parcel ID No. 98-11677	Special Assessment Installment Amount for Parcel ID No. 98-11664
January 31, 2022	\$3,028.13	\$3,028.13	\$2,024.04	\$2,024.04
July 31, 2022	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2023	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2023	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2024	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2024	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2025	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2025	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2026	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2026	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2027	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2027	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2028	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2028	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2029	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2029	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2030	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2030	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2031	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2031	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2032	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2032	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2033	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2033	3,028.13	3,028.13	2,024.04	2,024.04

¹ Pursuant to Ohio Revised Code Chapter 323, the Special Assessment Payment Dates identified above are subject to adjustment by the Lucas County Auditor under certain conditions.

² Pursuant to Ohio Revised Code Section 727.36, the Lucas County Auditor may charge and collect a fee in addition to the amounts listed in the schedule.

Special Assessment Payment Date ^{1 2}	Special Assessment Installment Amount for Parcel ID No. 98-11207	Special Assessment Installment Amount for Parcel ID No. 98-11221	Special Assessment Installment Amount for Parcel ID No. 98-11677	Special Assessment Installment Amount for Parcel ID No. 98-11664
January 31, 2034	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2034	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2035	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2035	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2036	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2036	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2037	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2037	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2038	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2038	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2039	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2039	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2040	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2040	3,028.13	3,028.13	2,024.04	2,024.04
January 31, 2041	3,028.13	3,028.13	2,024.04	2,024.04
July 31, 2041	3,028.13	3,028.13	2,024.04	2,024.04

RECEIPT OF COUNTY AUDITOR FOR
LEGISLATION LEVYING SPECIAL ASSESSMENTS
FOR THE PURPOSE OF ACQUIRING, INSTALLING, EQUIPPING,
AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS
IN THE VILLAGE OF WHITEHOUSE, OHIO
IN COOPERATION WITH THE LUCAS COUNTY ENERGY SPECIAL
IMPROVEMENT DISTRICT

I, Anita Lopez, the duly elected, qualified, and acting Auditor in and for Lucas County, Ohio hereby certify that a certified copy of Ordinance _____, duly adopted by the Council of the Village of Whitehouse, Ohio on December 1, 2020 levying special assessments for the purpose of acquiring, installing, equipping, and improving certain public improvements in the Village of Whitehouse, Ohio in cooperation with the Northwest Ohio Advanced Energy Improvement District, including the List of Special Assessments and Schedule of Special Assessments, which Special Assessment charges shall be certified for collection in 40 semi-annual installments to be collected with first-half and second-half real property taxes in calendar years 2022 through 2041, was filed in this office on _____, 2020.

WITNESS my hand and official seal at Toledo, Ohio on _____, 2020.

[SEAL]

County Auditor
Lucas County, Ohio

ORDINANCE NO: 87-2020**ANNUAL APPROPRIATION ORDINANCE
(VILLAGE)**

(Revised Code Sec. 5705.38)

An ORDINANCE to make appropriations for current Expenses and other Expenditures of the Village of Whitehouse, State of Ohio, during the fiscal year ending December 31, 2021.

SECTION 1. BE IT RESOLVED by the Council of the Village of Whitehouse, State of Ohio, that, to provide for the current expenses and other expenditures of the said village and appropriated as follows, viz: Village of Whitehouse during the fiscal year ending December 31, 2021, the following sums be and they are hereby set

SECTION 2: That there be appropriated from the GENERAL FUND:

PROGRAM I - SECURITY OF PERSON AND PROPERTY**Police Law Enforcement**

Personal Services	<u>1,200,000.00</u>
General Operating	<u>228,435.00</u>
Capital Outlay	<u>14,750.00</u>
Total Police Law Enforcement	<u>1,443,185.00</u>

Fire Fighting Prevention and Inspection

Personal Services	<u>526,777.14</u>
General Operating	<u>171,093.00</u>
Capital Outlay	<u>17,450.00</u>
Total Fire Fighting, Prevention & Inspection	<u>715,320.14</u>

Street Lighting

Personal Services	<u>-</u>
General Operating	<u>75,000.00</u>
Capital Outlay	<u>-</u>
Total Street Lighting	<u>75,000.00</u>

Civil Defense

Personal Services	<u>-</u>
General Operating	<u>300.00</u>
Capital Outlay	<u>-</u>
Total Civil Defense	<u>300.00</u>

Total Program 1 - Security of Persons and Property2,233,805.14**PROGRAM II - PUBLIC HEALTH AND HUMAN SERVICES****Payment to County Health District**

Personal Services	<u>-</u>
General Operating	<u>25,000.00</u>
Capital Outlay	<u>-</u>
Total Payment to County Health District	<u>25,000.00</u>

Payment to Indigent Burial

Personal Services	<u>-</u>
General Operating	<u>-</u>
Capital Outlay	<u>-</u>
Total Payment to County Health District	<u>-</u>

Total Program II - Public Health & Human Services25,000.00**PROGRAM III - LEISURE TIME ACTIVITIES****Provide and Maintain Parks**

Personal Services	<u>54,785.00</u>
General Operating	<u>57,850.00</u>
Capital Outlay	<u>1,400.00</u>

Total Provide and Maintain Parks	114,035.00
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Total Program III - Leisure Time Activities	114,035.00
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PROGRAM IV - COMMUNITY ENVIRONMENT

Community and Economic Development

Personal Services	57,541.99
General Operating	65,800.00
Capital Outlay	-
Total Community Planning and Zoning	123,341.99

Total Program IV - Community Environment	123,341.99
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PROGRAM V - BASIC UTILITY SERVICES

Refuse Collection and Disposal

Personal Services	-
General Operating	292,874.00
Capital Outlay	9,150.00
Total Refuse and Disposal	302,024.00

Total Program V - Basic Utility Services	302,024.00
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PROGRAM VII - GENERAL GOVERNMENT

Mayor and Administrative Offices

Personal Services	120,610.22
General Operating	89,550.00
Capital Outlay	12,000.00
Total Mayor and Administrative Offices	222,160.22

Legislative Activities (Council)

Personal Services	61,000.00
General Operating	800.00
Capital Outlay	-
Total Legislative Activities	61,800.00

Maintenance Department

Personal Services	108,001.75
General Operating	66,400.00
Capital Outlay	7,000.00
Total Maintenance Department	181,401.75

County Auditor's and Treasurer's Fees	18,000.00
Elections	2,000.00
Auditor of State's Fees	-

Other General Government - Building Department

Personal Services	57,403.78
General Operating	14,550.00
Capital Outlay	-
Total Other Government-Building Dept.	71,953.78

Total Program VII - General Government	557,315.75
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Other Uses of Funds

Transfers	320,000.00
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Other Uses	<u>300.00</u>	
Total Other Uses of Funds		<u>320,300.00</u>

SECTION 3. That there be appropriated from the GENERAL FUND for contingencies for purposes not otherwise provided for, to be expended in accordance with the provisions of Section 5705.40, R.C., the sum of

GRAND TOTAL GENERAL FUND APPROPRIATIONS		<u>3,675,821.88</u>
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SECTION 4. That there be appropriated from the following SPECIAL REVENUE FUNDS.
Street Construction, Maintenance, and Repair Fund

PROGRAM VI - TRANSPORTATION

Street Maintenance and Repair		
Personal Services	<u>47,380.89</u>	
General Operating	<u>146,940.00</u>	
Capital Outlay	<u>20,250.00</u>	
Total Street Maintenance and Repair		<u>214,570.89</u>
Other Uses of Funds		
Transfers	<u>-</u>	
Other Uses	<u>49,400.00</u>	
Total Other Uses Funds		<u>49,400.00</u>
Total for Street Const. Maintenance and Repair		<u>263,970.89</u>
State Highway and Improvement Fund		
Street Maintenance and Repair		
Personal Services	<u>-</u>	
General Operating	<u>-</u>	
Capital Outlay	<u>15,000.00</u>	
Total Street Maintenance and Repair		<u>15,000.00</u>
Total for State Highway Improvement Fund		<u>15,000.00</u>
Program IV - Transportation		

PARK AND RECREATION FUND

PROGRAM III - LEISURE TIME ACTIVITIES

Provide and Maintain Parks		
Personal Services	<u>-</u>	
General Operating	<u>-</u>	
Transfers	<u>-</u>	
Total Provide and Maintain Parks		<u>-</u>
Park Revenue Fund		<u>-</u>
Total for Parks & Recreation Fund		<u>-</u>
Program III - Leisure Time Activities		

OTHER SPECIAL REVENUE FUNDS

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

LIFE SQUAD		
Personal Services	<u>987,108.88</u>	
General Operating	<u>37,828.00</u>	
Capital Outlay	<u>5,450.00</u>	
Total Life Squad Fund		<u>1,030,186.88</u>
DRUG LAW ENFORCEMENT FUND		

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

Alcohol & Drug Education and Enforcement Fund

Personal Services	-
General Operating	-
Capital Outlay	-
Total Alcohol & Drug Ed & Enf. Fund	-

MOTOR VEHICLE LICENSE TAX FUND

Other Uses of Funds

Transfers	-
Other Uses	-
Total Other Uses of Funds	-
Total for Motor Vehicle License Tax	-
Program VI	-

GRAND TOTAL SPECIAL REVENUE FUND APPROPRIATIONS

1,309,157.77

Section 5. That there be appropriated from the following DEBT SERVICE FUNDS:

BOND RETIREMENT

Principal	151,877.49
Interest	48,846.01
Other Debt Service	-
Total Program I - Security of Persons & Property	<u>200,723.50</u>
Total Bond Retirement Fund Appropriation	<u>200,723.50</u>

FIRE DEPT. BOND RETIREMENT

Principal	43,096.34
Interest	21,234.66
Other Debt Service	-
Total Program I - Security of Persons & Property	<u>64,331.00</u>
Total Bond Retirement Fund Appropriation	<u>64,331.00</u>

GRAND TOTAL DEBT SERVICE FUND APPROPRIATIONS

265,054.50

SECTION 6. That there be appropriated from the following CAPITAL PROJECT FUNDS:

CAPITAL PROJECTS

PROGRAM VII - GENERAL GOVERNMENT

Capital Project Funds

250 Capital Outlay	-
260 Debt Service	-
270 Other Uses of Funds	-
Total Capital Projects	-

PROGRAM VI - TRANSPORTATION

Street Capital Project Funds

Capital Outlay	360,000.00
Debt Service	-
Other Uses of Funds	-
Total Street Capital Projects	<u>360,000.00</u>

PROGRAM V - BASIC UTILITY SERVICES

Water Capital Project Funds

Capital Outlay	-
Debt Service	-
Other Uses of Funds	-
Total Water Capital Projects	-

Sewer Capital Project Funds

Capital Outlay	2,800,000.00
Debt Service	-
Other Uses of Funds	-
Total Sewer Capital Projects	2,800,000.00

PROGRAM III - LEISURE TIME ACTIVITIES

Park & Recreation Capital Project Funds

Capital Outlay	-
Debt Service	-
Other Uses of Funds	-
Total Park & Recreation Capital Projects	-

PROGRAM I - SECURITY OF PERSONS AND PROPERTY

Safety Services Capital Project Funds

Capital Outlay	-
Debt Service	-
Other Uses of Funds	-
Total Safety Services Capital Projects	-

GRAND TOTAL CAPITAL PROJECTS FUND APPROPRIATIONS

3,160,000.00

SECTION 7. That there be appropriated from the following ENTERPRISE FUNDS.

PROGRAM V - BASIC UTILITY SERVICES

Water Fund

Office

Personal Services	347,747.13
General Operating	36,530.00
Capital Outlay	1,500.00
Total Office	385,777.13

Pumping

Personal Services	-
General Operating	-
Capital Outlay	-
Total Pumping	0.00

Distribution

Personal Services	-
General Operating	941,500.00
Capital Outlay	19,500.00
Total Distribution	961,000.00

Meters

Personal Services	-
General Operating	750.00

Capital Outlay	55,000.00	
Total Meters		55,750.00
Automotive Equipment		
Personal Services	-	
General Operating	2,500.00	
Capital Outlay	-	
Total Automotive Equipment		2,500.00
Lands & Buildings		
Personal Services	-	
General Operating	500.00	
Capital Outlay	500.00	
Total Lands & Buildings		1,000.00
Other Equipment		
Personal Services	-	
General Operating	500.00	
Capital Outlay	500.00	
Total Other Equipment		1,000.00
Other Water Fund		
Personal Services	-	
General Operating	23,300.00	
Capital Outlay	21,000.00	
Total Other Water Fund		44,300.00
Other Uses of Funds		
Transfers	-	
Other Uses	10,804.34	
Total Other Uses Fund		10,804.34
Total for Water Fund Appropriations		1,462,131.47
Program V - Basic Utility Services		

Sanitary Sewer Fund

Office		
Personal Services	258,487.74	
General Operating	28,980.00	
Capital Outlay	1,000.00	
Total Office		288,467.74
Pumping		
Personal Services	-	
General Operating	221,700.00	
Capital Outlay	-	
Total Pumping		221,700.00
Line Construction		
Personal Services	-	
General Operating	3,500.00	
Capital Outlay	-	
Total Line Construction		3,500.00
Automotive Equipment		
Personal Services	-	
General Operating	2,500.00	

Capital Outlay	-	
Total Automotive Equipment		<u>2,500.00</u>
Lands & Buildings		
Personal Services	-	
General Operating	<u>3,000.00</u>	
Capital Outlay	-	
Total Lands & Buildings		<u>3,000.00</u>
Other Equipment		
Personal Services	-	
General Operating	<u>35,350.00</u>	
Capital Outlay	<u>19,100.00</u>	
Total Other Equipment		<u>54,450.00</u>
Other Uses of Funds		
Transfers	-	
Other Uses	<u>97,850.00</u>	
Total Other Uses Fund		<u>97,850.00</u>
Total for Sewer Fund Appropriations		<u>671,467.74</u>
Program V - Basic Utility Services		

OWDA DEBT SERVICE FUND

PROGRAM V - BASIC UTILITY SERVICES

Redemption of Principal	<u>9,000.00</u>	
Interest Paid	<u>1,000.00</u>	
Other Debt Service (Specify)	-	
Total for OWDA Debt Service Fund Appropriations		<u>10,000.00</u>

UTILITIES DEPOSITS FUND

PROGRAM V - BASIC UTILITY SERVICES

Deposits Refunded	<u>1,500.00</u>	
Deposits Applied	<u>300.00</u>	
Other Uses of Funds	-	
Total for Utilities Deposits Fund Appropriation		<u>1,800.00</u>
Program VI - Basic Utility Services		

GRAND TOTAL ENTERPRISE FUNDS APPROPRIATIONS	<u>2,145,399.21</u>
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SECTION 8. That there be appropriated from the INTERNAL SERVICE FUND:

SECTION 9. That there be appropriated from the TRUST AND AGENCY FUNDS.

INCOME TAX FUND

PROGRAM VII - GENERAL GOVERNMENT

Income Tax Administration		
Personal Services	<u>99,080.54</u>	
General Operating	<u>88,250.00</u>	
Capital Outlay	-	
Total Income Tax Administration		<u>187,330.54</u>

Taxes Refunded	35,000.00
Transfers	516,000.00
Distribution of Income Tax Collected for Others (Escrow)	1,940,000.00

Total for Income Tax Fund Appropriations

2,678,330.54

Building Standards Agency Fund

PROGRAM VII - GENERAL GOVERNMENT

Other Uses	-
Total Other Building Standard Agency Fund	-

JEDD/JEDZ Agency Fund

Personal Services	
General Operating	2,522,000.00
Capital Outlay	-
Total Other Brimley Agency Fund	2,522,000.00

GRAND TOTAL TRUST AND AGENCY FUNDS APPROPRIATIONS

5,200,330.54

SECTION 10. That there be appropriated from the SPECIAL ASSESSMENT FUNDS.

Special Assessment Bond Retirement Fund

PROGRAM V - BASIC UTILITY SERVICES

Redemption of Principal	21,630.00
Interest Paid	10,815.00
Other (Specify)	-
Total for Special Assessment Bond Retirement Fund Appropriations	32,445.00

GRAND TOTAL SPECIAL ASSESSMENT FUNDS APPROPRIATIONS

32,445.00

TOTAL ALL APPROPRIATIONS

15,788,208.90

SECTION 6. This ordinance shall take effect at the earliest period allowed by law.
PASSED: December 15, 2020 AYES _____ NAYS _____

ATTEST:

Donald L. Atkinson, Mayor

Susan M. Miller, Clerk of Council

ORDINANCE NO: 28-2020

**APPROPRIATION ORDINANCE
(VILLAGE)**

(Revised Code Sec. 5705.38)

An AMENDED ORDINANCE to make appropriations for current Expenses and other Expenditures of the Village of Whitehouse, State of Ohio, during the fiscal year ending December 31, 2020.

Section 1. BE IT RESOLVED by the Council of the Village of Whitehouse, State of Ohio, that, to provide for the current expenses and other expenditures of the said Village of Whitehouse during the fiscal year ending December 31, 2020, the following sums be and they are hereby set aside and appropriated as follows, viz:

Section 2: That there be appropriated from the GENERAL FUND:

PROGRAM I - SECURITY OF PERSON AND PROPERTY

Police Law Enforcement

Personal Services	(30,000.00)
General Operating	
Capital Outlay	
Total Police Law Enforcement	(30,000.00)

Fire Fighting Prevention and Inspection

Personal Services	75,000.00
General Operating	10,000.00
Capital Outlay	15,000.00
Total Fire Fighting, Prevention & Inspection	100,000.00

Street Lighting

Personal Services	-
General Operating	
Capital Outlay	-
Total Street Lighting	-

Civil Defense

Personal Services	-
General Operating	
Capital Outlay	-
Total Civil Defense	-

Total Program 1 - Security of Persons and Property

70,000.00

PROGRAM II - PUBLIC HEALTH AND HUMAN SERVICES

Payment to County Health District

Personal Services	-
General Operating	
Capital Outlay	-
Total Payment to County Health District	-

Payment to Indigent Burial

Personal Services	-
General Operating	
Capital Outlay	-
Total Payment to County Health District	-

Total Program II - Public Health & Human Services

-

PROGRAM III - LEISURE TIME ACTIVITIES

Provide and Maintain Parks

Personal Services	
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General Operating		
Capital Outlay	<u>5,000.00</u>	
Total Provide and Maintain Parks		<u>5,000.00</u>
Total Program III - Leisure Time Activities		<u>5,000.00</u>

PROGRAM IV - COMMUNITY ENVIRONMENT

Community Planning and Zoning		
Personal Services	<u>2,000.00</u>	
General Operating		
Capital Outlay	<u>-</u>	
Total Community Planning and Zoning		<u>2,000.00</u>
Total Program IV - Community Environment		<u>2,000.00</u>

PROGRAM V - BASIC UTILITY SERVICES

Refuse Collection and Disposal		
Personal Services		
General Operating	<u>22,000.00</u>	
Capital Outlay	<u>1,000.00</u>	
Total Refuse and Disposal		<u>23,000.00</u>
Total Program V - Basic Utility Services		<u>23,000.00</u>

PROGRAM VII - GENERAL GOVERNMENT

Mayor, Administrative, and Legal Offices		
Personal Services	<u>15,000.00</u>	
General Operating	<u>20,000.00</u>	
Capital Outlay	<u>(5,000.00)</u>	
Total Mayor and Administrative Offices		<u>30,000.00</u>
Legislative Activities (Council & Clerk)		
Personal Services		
General Operating	<u>1,000.00</u>	
Capital Outlay	<u>-</u>	
Total Legislative Activities		<u>1,000.00</u>
Maintenance Department		
Personal Services	<u>5,000.00</u>	
General Operating	<u>-</u>	
Capital Outlay	<u>-</u>	
Total Maintenance Department		<u>5,000.00</u>
County Auditor's and Treasurer's Fees		<u>-</u>
Elections		<u>-</u>
Auditor of State's Fees		<u>-</u>
Other General Government - Building Department		
Personal Services	<u>-</u>	
General Operating	<u>(5,000.00)</u>	
Capital Outlay	<u>-</u>	
Total Other Government-Building Dept.		<u>(5,000.00)</u>

Total Program VII - General Government

31,000.00

Other Uses of Funds

Transfers	<u>105,000.00</u>
Other Uses	<u>-</u>
Total Other Uses of Funds	<u>105,000.00</u>

105,000.00

SECTION 3. That there be appropriated from the GENERAL FUND for contingencies for purposes not otherwise provided for, to be expended in accordance with the provisions of Section 5705.40, R.C., the sum of

GRAND TOTAL GENERAL FUND APPROPRIATIONS

236,000.00

SECTION 4. That there be appropriated from the following SPECIAL REVENUE FUNDS.

Street Construction, Maintenance, and Repair Fund

PROGRAM VI - TRANSPORTATION

Street Maintenance and Repair

Personal Services	<u>3,500.00</u>
General Operating	<u>(20,000.00)</u>
Capital Outlay	<u>(10,000.00)</u>
Total Street Maintenance and Repair	<u>(26,500.00)</u>

Other Uses of Funds

Capital	<u>-</u>
Principal	<u>5,000.00</u>
Total Other Uses Funds	<u>5,000.00</u>

Total for Street Const. Maintenance and Repair **(21,500.00)**

State Highway and Improvement Fund

Street Maintenance and Repair

Personal Services	<u>-</u>
General Operating	<u>-</u>
Capital Outlay	<u>-</u>
Transfers	<u>-</u>
Total Street Maintenance and Repair	<u>-</u>

Total for State Highway Improvement Fund **-**

Program IV - Transportation

PROGRAM VII - GENERAL GOVERNMENT

Income Tax Administration

Personal Services	<u>3,500.00</u>
General Operating	<u>5,000.00</u>
Capital Outlay	<u>-</u>
Total Income Tax Administration	<u>8,500.00</u>

Taxes Refunded

Transfers	<u>450,000.00</u>
Distribution of Income Tax Collected	<u>-</u>
Total for Income Tax Fund Appropriations	<u>450,000.00</u>

PARK AND RECREATION FUND

PROGRAM III - LEISURE TIME ACTIVITIES

Provide and Maintain Parks

Personal Services		-
General Operating		-
Capital Outlay		
Total Provide and Maintain Parks		-
Park Revenue Fund		
Total for Parks & Recreation Fund		-
Program III - Leisure Time Activities		

OTHER SPECIAL REVENUE FUNDS**PROGRAM I - SECURITY OF PERSONS AND PROPERTY****LIFE SQUAD**

Personal Services	50,000.00
General Operating	5,000.00
Capital Outlay	
Total Life Squad Fund	55,000.00

PROGRAM I - SECURITY OF PERSONS AND PROPERTY**CORONAVIRUS RELIEF FUND****Other Uses of Funds**

Transfers	-
Other Uses	
Total Other Uses of Funds	-
Total for Motor Vehicle License Tax	
Program VI	-

GRAND TOTAL SPECIAL REVENUE FUND APPROPRIATIONS**492,000.00****Section 5. That there be appropriated from the following DEBT SERVICE FUNDS:****NOTE RETIREMENT**

Principal	
Interest	1,000.00
Other Debt Service	-
Total Program I - Security of Persons & Property	1,000.00
Total Bond Retirement Fund Appropriation	1,000.00

FIRE DEPT. TURNOUT GEAR

Principal	
Interest	
Other Debt Service	-
Total Program I - Security of Persons & Property	-
Total Bond Retirement Fund Appropriation	-

GRAND TOTAL DEBT SERVICE FUND APPROPRIATIONS**1,000.00****SECTION 6. That there be appropriated from the following CAPITAL PROJECT FUNDS:****CAPITAL PROJECTS****PROGRAM VII - GENERAL GOVERNMENT**

Capital Project Funds

250 Capital Outlay	
260 Debt Service	-
270 Other Uses of Funds	
Total Capital Projects	-

PROGRAM VI - TRANSPORTATION**Street Capital Project Funds**

Capital Outlay	(300,000.00)
Debt Service	-
Other Uses of Funds-Transfers	-
Total Street Capital Projects	(300,000.00)

PROGRAM V - BASIC UTILITY SERVICES**Water Capital Project Funds**

Capital Outlay	-
Debt Service	-
Other Uses of Funds	-
Total Water Capital Projects	-

Sewer Capital Project Funds

Capital Outlay	50,000.00
Debt Service	-
Other Uses of Funds	-
Total Sewer Capital Projects	50,000.00

PROGRAM III - LEISURE TIME ACTIVITIES**Park & Recreation Capital Project Funds**

Capital Outlay	
Debt Service	-
Other Uses of Funds-Transfers	
Total Park & Recreation Capital Projects	-

PROGRAM I - SECURITY OF PERSONS AND PROPERTY**Safety Services Capital Project Funds**

Capital Outlay	
Debt Service	-
Other Uses of Funds	-
Total Safety Services Capital Projects	-

GRAND TOTAL CAPITAL PROJECTS FUND APPROPRIATIONS(250,000.00)

SECTION 7. That there be appropriated from the following ENTERPRISE FUNDS.

PROGRAM V - BASIC UTILITY SERVICES**Water Fund**

Office	
Personal Services	35,000.00
General Operating	
Capital Outlay	5,500.00

Total Office		40,500.00
Pumping		
Personal Services	-	
General Operating		
Capital Outlay		
Total Pumping		-
Distribution		
Personal Services	-	
General Operating	70,000.00	
Capital Outlay		
Total Distribution		70,000.00
Meters		
Personal Services	-	
General Operating	-	
Capital Outlay		
Total Meters		-
Automotive Equipment		
Personal Services	-	
General Operating	-	
Capital Outlay	-	
Total Automotive Equipment		-
Lands & Buildings		
Personal Services	-	
General Operating	-	
Capital Outlay	-	
Total Lands & Buildings		-
Other Equipment		
Personal Services	-	
General Operating		
Capital Outlay		
Total Other Equipment		-
Other Water Fund		
Personal Services	-	
General Operating	3,000.00	
Capital Outlay	1,000.00	
Total Other Water Fund		4,000.00
Other Uses of Funds		
Transfers		
Other Uses	-	
Total Other Uses Fund		-
Total for Water Fund Appropriations		114,500.00
Program V - Basic Utility Services		

Sanitary Sewer Fund

Office

Personal Services	38,000.00	
General Operating	18,000.00	
Capital Outlay	6,000.00	
Total Office		62,000.00
Pumping		
Personal Services	-	
General Operating	32,000.00	
Capital Outlay	-	
Total Pumping		32,000.00
Line Construction		
Personal Services	-	
General Operating	-	
Capital Outlay	-	
Total Line Construction		-
Automotive Equipment		
Personal Services	-	
General Operating	-	
Capital Outlay	-	
Total Automotive Equipment		-
Lands & Buildings		
Personal Services	-	
General Operating		
Capital Outlay		
Total Lands & Buildings		-
Other		
Personal Services	-	
General Operating	1,000.00	
Capital Outlay	1,000.00	
Total Other Equipment		2,000.00
Other Uses of Funds		
Transfers	50,000.00	
Principal		
Interest		
Other Uses & Capital Outlay		
Total Other Uses Fund		50,000.00
Total for Sewer Fund Appropriations		146,000.00
Program V - Basic Utility Services		

OWDA DEBT SERVICE FUND

PROGRAM V - BASIC UTILITY SERVICES

Redemption of Principal		
Interest Paid		
Other Debt Service (Specify)	-	
Total for OWDA Debt Service Fund Appropriations		-

UTILITIES DEPOSITS FUND

PROGRAM V - BASIC UTILITY SERVICES

	1000.00	
Deposits Refunded		
Deposits Applied	-	
Other Uses of Funds	-	
Total for Utilities Deposits Fund Appropriation		1,000.00
Program VI - Basic Utility Services		

GRAND TOTAL ENTERPRISE FUNDS APPROPRIATIONS

261,500.00

SECTION 8. That there be appropriated from the INTERNAL SERVICE FUND:

SECTION 9. That there be appropriated from the TRUST AND AGENCY FUNDS.

Building Standards Agency Fund

PROGRAM VII - GENERAL GOVERNMENT

Other Uses	-	
Total Other Building Standard Agency Fund		-

JEDD and JEDZ Agency Fund

PROGRAM VII - GENERAL GOVERNMENT

General Operating	5,000.00	
Other Uses		
Total Other Brimley Agency Fund		5,000.00

GRAND TOTAL TRUST AND AGENCY FUNDS APPROPRIATIONS

5,000.00

SECTION 10. That there be appropriated from the SPECIAL ASSESSMENT FUNDS.

Special Assessment Bond Retirement Fund

PROGRAM V - BASIC UTILITY SERVICES

Redemption of Principal		
Interest Paid		
Other (Specify)	-	
Total for Special Assessment Bond Retirement Fund Appropriations		0.00

GRAND TOTAL SPECIAL ASSESSMENT FUNDS APPROPRIATIONS

0.00

TOTAL ALL AMENDED APPROPRIATIONS

745,500.00

SECTION 6. This ordinance shall take effect at the earliest period allowed by law.

PASSED: December 15, 2020 AYES _____ NAYS _____

ATTEST:

Donald L. Atkinson

Susan M. Miller, Clerk of Council

RESOLUTION NO. 27-2020

APPROVING THE PETITIONS FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECTS AND AFFIDAVIT UNDER OHIO REVISED CODE CHAPTER 1710 AND APPROVING THE NECESSITY OF ACQUIRING, INSTALLING, EQUIPPING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE VILLAGE OF WHITEHOUSE IN COOPERATION WITH THE NORTHWEST OHIO ADVANCED ENERGY IMPROVEMENT DISTRICT; AND DECLARING AN EMERGENCY

WHEREAS, Princess Estates, LLC and Ovid Commercial Properties, LLC (collectively the “Owners” individually as “Owner”) as the record owner of certain real property located within the Village of Whitehouse (the “Village”), have identified certain real property located at the commonly used addresses of 6652 Providence St, Whitehouse, OH 43571, 6635 Providence St, Whitehouse, OH 43571 and 6629 Providence St, Whitehouse, OH 43571 (the “Property”, as more fully described in Exhibit A to the Petitions), as appropriate properties for a special energy improvement project pursuant to Ohio Revised Code Chapter 1710; and

WHEREAS, the Northwest Ohio Advanced Energy Improvement District (the “District”) was created under Ohio Revised Code Chapters 1702 and 1710 as an energy special improvement district and is governed by Initial Plan For the Improvements, Services, and Operation of the Toledo Ohio Advanced Energy Improvement District (as amended and supplemented from time to time, the “Program Plan”) was adopted as a plan for public improvements and public services under Ohio Revised Code Section 1710.02(F), which plan allows for additional properties within the Village of Toledo, Ohio and within any municipal corporation or township which is adjacent to any other municipal corporation or township in which a portion of the District’s territory is located to be added to the territory of the District; and

WHEREAS, the Owners have determined to submit to the Mayor and Village Council of the Village (the “Council”), a *Petition For Special Assessments for Special Energy Improvement Project* for the Princess Project and the *Petition For Special Assessments for Special Energy Improvement Project* for the Ovid Project (collectively the “Petition” and individually as the “Princess Petition” and “Ovid Petition,” respectively), and the *Supplemental Plans* for each (the “Supplemental Plans”), all in accordance with Ohio Revised Code Section 1710.02, each of which are now on file with the Clerk of Council; and

WHEREAS, the Petitions, which are on file with the Clerk of Council, have been signed by the Owners, as the owners of one hundred percent (100%) of the Property (as further described in Exhibit A to each of the Petitions), and propose the necessity of the Projects and financing the Projects through the cooperation of the District; and

WHEREAS, the Petitions request that the Property be added to the District and that the Village levy special assessments on the Property to pay the costs of special energy improvement projects to be provided on the Property, all as described more particularly in the Petitions (collectively, the “Projects”); and

WHEREAS, the Petitions are for the purpose of developing and implementing special energy improvement projects in furtherance of the purposes set forth in Section 20 of Article VIII of the Ohio Constitution, including, without limitation, the Project, and further, the Petition identifies the amount and length of the special assessments to be imposed with respect to the Project; and

WHEREAS, by the Petitions, the Owners request that the Project be paid for by special assessments assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which is estimated to total \$242,250.48 for the Ovid Project and \$161,923.06 for the Princess Project including the costs identified in Section 4 of this Resolution, and requests that the Projects be undertaken cooperatively by the Owners, the Village, the District, and such other parties as the Village may deem necessary or appropriate; and

WHEREAS, Ohio Revised Code Section 1710.02(F) provides that a political subdivision which has approved a petition for special assessments for public improvements in an energy special improvement district and plan pursuant to Ohio Revised Code Sections 1710.02(F) and 1710.06 shall levy the requested special assessments pursuant to Ohio Revised Code Chapter 727; and

WHEREAS, in furtherance of the future addition of any real property in any municipal corporation or township contiguous to the municipal corporations or townships in which a portion of the territory of the District is located, it is necessary, and this Council has determined, to approve the addition of such real property to the territory of the District, all in accordance with Ohio Revised Code Chapter 1710; and

WHEREAS, this Council, pursuant to Ohio Revised Code Section 1710.02(G)(4), has determined that the special energy improvement projects to be constructed and implemented on the Property is not required to be owned exclusively by the Village for its purposes, for uses determined by this Council, as the legislative authority of the Village as those that will promote the welfare of the people of the Village; to improve the quality of life and the general and economic well-being of the people of Village; to better ensure the public health, safety, and welfare; to protect water and other natural resources; to provide for the conservation and preservation of natural and open areas and farmlands, including by making urban areas more desirable or suitable for development and revitalization; to control, prevent, minimize, clean up, or mediate certain contamination of or pollution from lands in the state and water contamination or pollution; or to provide for safe and natural areas and resources; and,

WHEREAS, this Council, as mandated by Ohio Revised Code Chapter 1710, must approve or disapprove the Petitions within 60 days of the submission of the Petitions; and

WHEREAS, this Council has determined to approve the Petitions, the Program Plan, the Supplemental Plans, and the Articles of Incorporation of the District, as amended, now on file with the Clerk of Council; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Whitehouse, Lucas County, Ohio, that:

Section 1. Definitions. Each capitalized term not otherwise defined in this Resolution or by reference to another document shall have the meaning assigned to it in the Petition.

Section 2. Approval. This Council approves the Petitions, the Program Plans, the Supplemental Plans, and the Articles of Incorporation now on file with the Clerk of Council.

Section 3. Consent to Addition. This Council hereby approves and consents to (i) any addition of real property to the territory of the District within the boundaries of any municipal corporation or township in which a portion of the territory of the District is located or any municipal corporation or township which is contiguous to the municipal corporations or townships in which a portion of the territory of the District is located; (ii) the addition of the municipal corporation or township in which such real property is located as a "participating political subdivision," as defined in Ohio Revised Code Section 1710.01(E), of the District; and (iii) any amendment to the Articles of Incorporation necessary to recognize or effect such addition.

Section 4. Public Necessity of Special Assessments. This Council declares necessary, and a vital and essential public purpose of the Village, to improve the Property, by providing for the acquisition, installation, equipment, and improvement of the Projects by the Owners, as set forth in the Petitions, and providing for the payment of the costs of the Projects, including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Projects and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Village or otherwise to pay costs of the Projects in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated as part of the cost of the Projects for which the Special Assessments are made at an interest rate which

shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District to pay the costs of the Projects; together with all other necessary expenditures, all as more fully described in the Petitions, and profiles, specifications, and estimates of cost of the Projects, all of which are on file with the Clerk of Council and open to the inspection of all persons interested.

Section 5. One Project. This Council determines that each of the Ovid Project and the Princess Project's elements are so situated in relation to each other that in order to complete the Projects' elements in the most practical and economical manner, they should be acquired, installed, equipped, and improved at the same time, with the same kind of materials, and in the same manner; and that the Projects' elements shall be treated as a single improvement, pursuant to Ohio Revised Code Section 727.09, and the Projects' elements shall be treated as a joint improvement to be undertaken cooperatively by the Village and the District pursuant to Ohio Revised Code Section 9.482 and Ohio Revised Code Chapter 1710.

Section 6. Approval of Plans. The total cost and technical characteristics of the Projects reflected in the Petition and the Supplemental Plans now on file on the office of the Clerk of Council are approved, subject to changes as permitted by Ohio Revised Code Chapter 727. The Projects shall be made in accordance with the plans, specifications, profiles, and estimates of costs for the Project.

Section 7. Public Necessity of Project. This Council determines and declares that the Projects are an essential and vital public, governmental purpose of the Village as a Special Energy Improvement Project, as defined in Ohio Revised Code Section 1710.01(I); and that in order to fulfill that essential and vital public purpose of the Village, it is necessary and proper to provide, in cooperation with the District, for the acquisition, installation, equipment, and improvement of the Projects in the manner contemplated by the Petitions. This Council determines and declares that the Projects are conducive to the public peace, health, safety and welfare of the Village and the inhabitants of the Village.

Section 8. Allocation of Costs of Projects. Pursuant to and subject to the provisions of valid Petitions signed by the owners of one hundred percent (100%) of the Property, the entire cost of the Projects shall be paid by the Special Assessments levied against the Property, which is the benefited property. The provisions of the Petitions and the Supplemental Plans are ratified, adopted, approved and incorporated into this Resolution as if set forth in full in this Resolution. The portion of the costs of the Projects allocable to the Village will be zero percent (0%). The Village does not intend to issue securities in anticipation of the levy or the collection of the Special Assessments.

Section 9. Method of Assessment. The method of levying the Special Assessments shall be in proportion to the benefits received, allocated among the parcels constituting the Property as set forth in the Petitions, the Program Plan, and the Supplemental Plans.

Section 10. Property. The lots or parcels of land to be assessed for the Project shall be the Property, described in each Exhibit A to each of the Petitions, all of which lots and lands are determined to be specially benefited by the financing of the Projects.

Section 11. Assessment Schedule. The Special Assessments shall be levied and paid in 40 semi-annual installment pursuant to the list of estimated Special Assessments set forth in the Petition (which list is incorporated herein by reference), and the Owners have each waived its option to pay the Special Assessment in cash within 30 days after the first publication of the notice of the assessing resolution or ordinance.

The aggregate amount of Special Assessments estimated to be necessary to pay the costs of the Projects total \$242,250.48 for the Ovid Project and \$161,923.06 for the Princess Project. Each semi-annual Special Assessment payment represents payment of a portion of the principal of and interest on obligations issued or incurred to pay the costs of the Projects and of administrative expenses. The interest portion of the Special Assessments, together with amounts used to pay administrative expenses, shall be treated as part of the cost of the Projects for which the Special Assessments are made at an interest rate which shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds had notes or bonds been issued by the Village or another issuer of notes or bonds to pay the costs of the Project. In addition to the Special Assessments, the County Auditor of Lucas County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount will be added to the Special Assessments by the County Auditor of Lucas County, Ohio.

Section 12. Director of Finance to File Estimate of Special Assessments. The Director of Finance is authorized and directed to prepare and file in the office of the Clerk of Council the estimated Special Assessments for the costs of the Projects in accordance with the method of assessment set forth in the Petitions and this Resolution, showing the amount of the assessment against each lot or parcel of land to be assessed. The Director of Finance is hereby determined to have prepared and filed in the office of the Clerk of Council the estimated Special Assessments for the costs of the Projects by the Owners' filing of the Petitions and the certification of the final costs of the Projects contained in the Petitions.

Section 13. Notice to Property Owners. The Owners have, in the Petitions, waived the requirement for the Village to, upon the filing of the estimated Special Assessments with the Clerk of Council, serve notice of the adoption of this Resolution and the filing of the estimated Special Assessments upon the Owner, as the owner of the Property to be assessed, as provided in Ohio Revised Code Section 727.13 be delivered promptly following adoption of this Resolution.

Section 14. Collection of Special Assessments. The Director of Finance is authorized, pursuant to Ohio Revised Code Section 727.12, to cause the Special Assessments to be levied and collected at the earliest possible time including, if applicable, prior to the completion of the Projects.

Section 15. Appropriation of Special Assessments. The Special Assessments will be used by the Village to pay the costs of the Projects in cooperation with the District in any manner, including assigning the Special Assessments actually received by the Village to the District or to another party the Village deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 16. Acceptance of Waivers. That this Council accepts and approves the waiver of all further notices, hearings, claims for damages, rights to appeal and other rights of property owners under the law, including but not limited to those specified in the Ohio Constitution, Ohio Revised Code Chapter 727, Ohio Revised Code Chapter 1710, and consents to the immediate imposition of the Special Assessments upon the Property. This waiver encompasses, but is not limited to, waivers by the Owners, as the owners of the Property of the following rights:

- (i) The right to notice of the adoption of the Resolution of Necessity under Ohio Revised Code Sections 727.13 and 727.14;
- (ii) The right to limit the amount of the Special Assessments under Ohio Revised Code Sections 727.03 and 727.06, including the right to consider the Special Assessments authorized by this Petition within the limitations contained in Ohio Revised Code Section 727.03 and 727.06 applicable to the Special Assessments and any other special assessments properly levied now or in the future;
- (iii) The right to file an objection to the Special Assessments under Ohio Revised Code Section 727.15;
- (iv) The right to the establishment of, and any proceedings by and any notice from an Assessment Equalization Board under Ohio Revised Code Sections 727.16 and 727.17;
- (v) The right to file any claim for damages under Ohio Revised Code Sections 727.18 through 727.22 and Ohio Revised Code Section 727.43;
- (vi) The right to notice that bids or quotations for the Authorized Improvements may exceed estimates by 15%;
- (vii) The right to seek a deferral of payments of Special Assessments under Ohio Revised Code Section 727.251; and
- (viii) The right to notice of the passage of the Assessing Resolution under Ohio Revised Code Section 727.26.

Section 18. Compliance with Open Meetings Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this legislative resolution were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 19. Effective Date. This Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its

passage. The reason for the emergency lies in the fact that this Resolution is necessary for the immediate preservation of the public peace, health, and safety in that such energy special improvement project must access funding available to it for a limited time.

Vote on emergency clause: Yeas _____ Nays _____

PASSED: December 15, 2020

ATTEST:

Mayor

Municipal Clerk

Approved as to form by:

Law Director

RESOLUTION NO. 28-2020

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, TO TRANSFER CERTAIN FUNDS FOR VILLAGE ACCOUNTING PURPOSES; FORMAL VERIFICATION OF SAID TRANSFER AND DECLARING AN EMERGENCY.

WHEREAS, it is the recommendation of the Administrator, of the Village of Whitehouse, Lucas County, Ohio, that the Village administratively transfer certain funds between duly established accounts within the Village of Whitehouse, Lucas County, Ohio, accounting system; and

WHEREAS, this Council is desirous of implementing said transfers and hereby approving same:

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths (3/4) of all members elected thereto concurring:

SECTION I: That the Administrator of the Village of Whitehouse, Lucas County, Ohio, is hereby duly authorized and directed to complete and enter upon the accounting records of the Village of Whitehouse, Lucas County, Ohio, the following funds transfers:

AS ATTACHED IN EXHIBIT A HERETO.

SECTION II: It is hereby found and determined that all formal actions with respect to said accounting fund transfers were adopted pursuant to this Resolution in an open meeting of this Council, with full disclosure and approval herein, and the deliberations of this Council and any of its committees that resulted in such fund transfer action were in compliance with all legal requirements as required by Village Charter.

SECTION III: This Resolution is hereby declared to be an EMERGENCY MEASURE necessary for the immediate preservation of the public peace, health and safety of said Village and its inhabitant, and for the further reason that this Resolution is necessary to provide orderly transfer documentation as to the accounting records of the Village of Whitehouse, Lucas County, Ohio; in order that necessary funding for said accounts indicated herein can be completed.

WHEREFORE, this Resolution shall take effect and be in full force immediately upon its passage and approval.

VOTE ON EMERGENCY MEASURE: Yeas _____ Nays _____

Adopted and effective December 15, 2020 as an EMERGENCY MEASURE

Donald L. Atkinson, Mayor

ATTEST:

Susan M. Miller, Clerk of Council

EXHIBIT A
December 15, 2020
Transfers

FROM	AMOUNT	TO
Income Tax A	\$100.00	Streetscaping 2 (4205)
Sewer Capital Fund (5201)	\$75,000.00	Wabash Interceptor (4104)
Income Tax A	\$2,453.75	Finzel Resurfacing (4201)
General (1000)	\$120,000.00	Life Squad (2901)
Income Tax B	\$235,898.52*	General Fund (1000)

* The final amount transferred to the General Fund will be the entire balance in Income Tax B fund at 12/31/2020.

VILLAGE OF WHITEHOUSE

December 15, 2020

ADMINISTRATION

- 10-06-20** 1. October 31, 2020: Income Tax Collection = \$2,405,836.62
Compared to last year = \$2,380,737.51 (1.05% increase)
JEDD & JEDZ collections = \$1,804,229.52
- 02-19-19** 2. Safety and Health Report: Last lost time injury was January 14, 2019

ADMINISTRATIVE ACTIVITIES

- 11-19-19** 1. Planning Commission Review of SR64 Corridor zoning plan
2. Continue planning of Village-to-City Transition

COMMUNITY DEVELOPMENT

SUBDIVISION DEVELOPMENTS

GRANTS

08-04-20

1. **Pedestrian Bridge** – A TMACOG funded tap project to install a 10' wide path along the north side of SR 64 between Whitehouse Square Blvd. and Finzel Rd. project includes a 14' wide pedestrian bridge over Blue Creek. – Construction year 2023. 80/20 Grant. Engineers Estimate \$652,000. Grant \$521,600.

PARKS & RECREATION

- 08-04-20** 1. **Providence St. Plazas at Wabash Cannonball Trail** – Reconstruction of both East & West plazas to include a pop fountain area. Plans in engineering – under Council review. Postponed for 2020.

STREETS

- 11-03-20** 1. **Downtown Streetscape Phase 3** – Providence St. from Maumee St. to Shepler Ave. – Plans in Engineering. Council reviewing plans on parking & extent of improvements. Postponed until 2022.
2. **Weckerly Rd. & Finzel Signalization** – In engineering with Poggemeyer Design Group. Out to bid for June 7th bid opening. Awarded to U.S. Utility Contractor Co., Inc. for \$173,231.04. 50% completed. Waiting on pole manufacturer. New estimated delivery of 10/2020. Poles delivered to Contractor. Estimate Installation - End of November.

WATER

11-03-20

1. **Elevated Storage Study** – Contracted with Poggemeyer Design Group to evaluate water distribution needs for future elevated water storage. In progress.

WASTE WATER

- 11-03-20**
1. **Sanitary Sewer Trunk Main** –Working with Jones & Henry Engineering on the installation of a sanitary sewer trunk main to be constructed to replace current force mains and sewage pumping stations which are nearing the end of their useful life and needing replaced. Wrapping up plans to submit to OEPA. Easement acquisitions underway. Out to bid

STORM SEWER

- 02-18-20**
1. Staff working with Lucas County Engineer to move forward petition process for the maintenance of Swan Creek to include all of the Swan Creek Watershed west of I-475 in Lucas County.

SANITATION

MISCELLANEOUS

- 12-10-20**
1. **Building Permits:** 22 new homes as of 12/10/20.
- 11-03-20**
2. **Public Works:**
 1. Leaf Collection
 2. Winter Preparations

Boards and Commissions

- A. Board of Zoning Appeals
 1. Pending approval of November 4, 2020, meeting minutes
- B. Charter Revision Commission
 1. Pending approval of March 10, 2020 meeting minutes
- C. Fire Dependency Board
 1. Pending approval of January 29, 2020 meeting minutes
- D. Planning Commission
 1. Pending approval of November 2, 2020 meeting minutes
- E. Records Commission
 1. Pending approval of June 2, 2020, meeting minutes
 2. Pending 2021 Reorganization Meeting
 3. Pending Review of Records Set for Destruction in 2021
 4. Pending Review of Records Policies
- F. Tree Commission

1. Pending approval of October 22, 2020 meeting minutes
2. Pending Tree Inventory

Council Committee of the Whole

- A. Economic Development
 1. Pending Monitoring of Economic Development Plan (ongoing)
- B. Finance, Audit & Investment
- C. Franchise, Lands & Buildings
- D. Parks & Recreation
 1. Completion of Veterans Memorial Park
 2. Completion of Waterville Street Multi-Use Trail (Phase II)
 3. Pending review of implementation of projects in Whitehouse Park
- E. Public Services Committee
 1. Pending Discussion of New Downtown Traffic Signage (fall)
 2. Pending Discussion of Looping Water Lines via Stiles Road.
- F. Personnel & Safety
- G. General
 1. Pending review of Council project list

Note: If you wish to place an item on the Agenda, please let me know.